IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.728 OF 2006

IN

WRIT PETITION NO.2568 OF 2005

The Maharashtra State Co.Op.
Cotton Growers Mktg. Federation Ltd. .. Petitioner.

V/s.

Miss.Asha Joseph D'Mello .. Respondent.

Shri.R.M.Joshi for the petitioner.
Shri.N.M.Ganguli for respondent.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 15TH JANUARY, 2007.

P.C.:

. For the reasons set out in the application and in the affidavit in support of the Notice of Motion, the delay in applying for restoration is condoned. The order dismissing the Writ Petition in default is set aside and Writ Petition No.2568 of 2005 is restored to file. Notice

of Motion is disposed of accordingly. However, the petitioner to pay cost quantified at Rs.1,500/- to the contesting respondent in 10 days. Payment of cost is condition precedent.

(S.C.Dharmadhikari, J.)